

day, at 5:10 o'clock p. m., presented same to the Governor for his approval.
HENDRICKS, Chairman.

Committee Room,
Austin, Texas, June 9, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 13, Inviting Hon. Pat Harrison to address the Legislature,

Have carefully compared same and find it correctly enrolled, and have this day, at 10:50 o'clock a. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

Committee Room,
Austin, Texas, June 9, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 9, "An Act levying and providing for the payment of a State occupation tax on the mining or production of sulphur by any method, system or manner, within this State; requiring reports to be made and records to be kept by those engaged in the business and providing for the inspection thereof, by certain public officials, their employes or representatives; prescribing penalties for failure to comply with provisions of this act; providing for the payment of interest and penalties on delinquent taxes due hereunder; providing for suits to enforce the collection of delinquent taxes, interest, penalties and costs by certain officials; fixing the venue therefor; repealing House bill No. 328 passed at the Regular Session of the Thirty-eighth Legislature, levying an occupation tax on the production of sulphur, and declaring an emergency."

Have carefully compared same and find it correctly enrolled, and have this day, at 3:30 o'clock p. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

Committee Room,
Austin, Texas, June 9, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 10, Granting leave of absence to Judge J. R. Warren,

Have carefully compared same and find it correctly enrolled, and have this

day, at 3:30 o'clock p. m., presented same to the Governor for his approval.
HENDRICKS, Chairman.

NINETEENTH DAY.

(Tuesday, June 12, 1923.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Seagler.

The roll was called and the following members were present:

Amsler.	Irwin.
Arnold.	Jacks.
Avis.	Jennings.
Baker of Milam.	Johnson.
Baker of Orange.	Kemble.
Barker.	Lackey.
Barrett.	Laird.
Beasley.	Lane.
Bell.	LeMaster.
Bird.	LeSturgeon.
Blount.	Lewis.
Bonham.	Loftin.
Bryant.	McBride.
Burmeister.	McDaniel.
Cable.	McFarlane.
Carpenter	McKean.
of Matagorda.	McNatt.
Carson.	Martin.
Carter of Hays.	Mathes.
Chitwood.	Maxwell.
Coffee.	Melson.
Collins.	Merritt.
Covey.	Miller.
Cowen.	Montgomery.
Crawford.	Moore.
Culp.	Morgan
Davenport.	of Liberty.
Davis.	Pate.
DeBerry.	Patman.
Dinkle.	Perdue.
Dodd.	Pinkston.
Downs.	Pope.
Driggers.	Potter.
Duffey.	Purl.
Dunlap.	Quaid.
Dunn.	Quinn.
Durham.	Rice.
Edwards.	Rogers.
Faubion.	Russell
Fields.	of Callahan.
Finlay.	Russell of Trinity.
Frnka.	Sanford.
Fugler.	Satterwhite.
Gipson.	Shearer.
Green.	Shires.
Greer.	Simpson.
Hardin of Erath.	Smith.
Harris.	Sparkman.
Henderson	Stell.
of Marion.	Stevens.
Hendricks.	Stewart
Howeth.	of Edwards.

Stewart of Galveston.	Thrasher.
Stewart of Jasper.	Turner.
Stewart of Reeves.	Vaughan.
Stiernberg.	Wallace.
Stroder.	Wells.
Sweet.	Westbrook.
Teer.	Williamson.
Thompson.	Wilmons.
	Young.

Absent.

Abney.	Hughes.
Baldwin.	Hull.
Bobbitt.	Jones.
Carpenter of Dallas.	Lamb.
Carter of Coke.	Morgan of Robertson.
Dielmann.	Patterson.
Hardin	Price.
of Kaufman.	Robinson.
Henderson	Rowland.
of McLennan.	Strickland.
Houston.	Winfree.

Absent—Excused.

Atkinson.	Pool.
Harrington.	Sackett.
Looney.	Storey.
Lusk.	Wessels.
McDonald.	Wilson.
Merriman.	

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of sickness:

Mr. Crawford for yesterday, today and indefinitely, on motion of Mr. Jennings.

Mr. Wilson and Mr. Harrington for today, on motion of Mr. Bell.

Mr. Pool for today, on motion of Mr. Quaid.

Mr. Wessels for today, on motion of Mr. Stell.

Mr. Storey for today, on motion of Mr. Loftin.

Mr. Looney for yesterday, today and indefinitely, on motion of Mr. Greer.

Mr. McDonald for today and indefinitely, on motion of Mr. Stewart of Reeves.

RELATING TO CONSIDERATION OF BILLS ON SECOND READING.

Mr. Burmeister offered the following resolution:

Whereas, There are certain bills of importance pending and are now on the

desk of the Speaker which should have consideration of the House; and

Whereas, The Rules of the House provide that no House bill, except appropriations on second reading shall be considered for any purpose during the last seventy-two hours before final adjournment of the Legislature; that no Senate bill on second reading shall be considered during the last seventy-two hours of the Regular Session of the Legislature, or during the last seventy-two hours of a Special Called Session; therefore, be it

Resolved, That said rules be suspended and the time in which House bills on second reading, and Senate bills on second reading, may be considered up until Tuesday, June 12th, at 6 o'clock p. m.

The resolution was read second time and was lost.

RELATING TO STATE MINING BOARD.

Mr. Turner offered the following resolution:

H. C. R. No. 14, Relating to State Mining Board:

Whereas, The House by vote of 65 to 35 adopted an amendment to House bill No. 85, striking out all appropriations for the State Mining Board; and

Whereas, No provisions have been made to care for the work heretofore performed by said department; and

Whereas, The Bureau of Labor Statistics are required to make certain inspections of mines within the State; therefore, be it

Resolved, That the House of Representatives, the Senate concurring, Do hereby direct the Commissioner of the Bureau of Labor Statistics to perform all the duties heretofore performed by the State Mining Board from and after August 31, 1923.

The resolution was read second time.

On motion of Mr. Davenport, the resolution was laid on the table subject to call.

PROVIDING FOR ELEEMOSYNARY COMMISSION.

Mr. Beasley offered the following resolution:

H. C. R. No. 15, Providing for Eleemosynary Commission.

Whereas, The eleemosynary institutions maintained by the State of Texas for the benefit of the insane, the feeble-

minded, the epileptic, those affected with tuberculosis, the delinquent children, the orphans and other dependents, are now crowded far beyond their capacity; and

Whereas, There is a constant increase in the number of unfortunates and dependents which should and must be cared for in the above mentioned institutions; and

Whereas, The welfare of the State demands the enactment of laws and the adoption of policies which will prevent, as far as possible, the constant increase in the classes of citizens, and which will, at the same time, provide adequate facilities for their care and treatment; now, therefore, be it

Resolved by the House of Representatives, the Senate concurring, That a non-salaried eleemosynary commission, composed of nine members, be created by the Thirty-eighth Legislature, to be appointed as follows: Two members shall be drawn from the Senate and be named by the President of the Senate; two members shall be drawn from the House of Representatives and be named by the Speaker of the House; and five members shall be drawn from the private citizenship and be named by the Governor. It shall be the duty of said commission to make a careful study of conditions existing in this State in connection with the above mentioned dependents and unfortunates, directing consideration toward the following particular matters: First, the prevention of insanity, feeble-mindedness, delinquency, and the increase of State dependents; second, the care and custody of criminal insane; third, the revision of laws governing the commitment, parole, discharge, care and custody of inmates of State eleemosynary institutions; and be it further

Resolved, That said commission shall meet at Austin on the first Monday of the first month following appointment of the members and organize by electing a chairman, vice-chairman and secretary, and shall hold subsequent meetings at such times and places as may be deemed necessary or advisable; and that said commission shall finally report back at the opening of the Thirty-ninth Legislature in 1925 a full and complete record of its findings with such recommendations as may be deemed proper to further a State policy that will promote the welfare of the State of Texas.

The resolution was read second time.

Mr. Fields offered the following amendment to the resolution:

Amend by including in special matters to be investigated the charge that inmates of hospitals for the insane have been employed in the personal service of officials of such institutions.

Mr. Davenport moved the previous question on the pending amendment and the resolution, and the main question was ordered.

Mr. Fugler raised a point of order on further consideration of the resolution at this time on the ground that the time for consideration of resolutions has expired.

The Speaker sustained the point of order.

CONFERENCE COMMITTEES APPOINTED.

The Speaker announced the appointment of the following conference committees on the part of the House:

On House bill No. 51: Messrs. Greer, Gipson, Chitwood, Bell and DeBerry.

On House bill No. 74: Messrs. Henderson of Marion, Patman, Faubion, Jennings and Lackey.

GRANTING CERTAIN PARTY PERMISSION TO BRING SUIT AGAINST THE STATE.

The Speaker laid before the House, for consideration at this time,

S. C. R. No. 10, Granting certain party permission to bring suit against the State.

Whereas, The State of Texas has recovered a judgment in a suit against the owner of certain land in the Kokernot league in the county court of Walker county, Texas, in the sum of seven hundred eighty-six and 35-100 dollars (\$786.35), with interest thereon, and has filed an abstract of said judgment in Harris county and Liberty county, Texas, against certain lands; and

Whereas, Dan A. Japhet of Houston, Harris county, Texas, claims a first lien on said land in the Kokernot league in Harris county and Liberty county, Texas, held by the said owner at the time of the filing of said abstract of judgment; and

Whereas, The said Dan A. Japhet claims that the lien held by the State is inferior to the lien held by him, and the said Dan A. Japhet desires to bring suit to foreclose his lien and to clear the title to said land and desires that the State of Texas be made a party to such suit; now, therefore, be it

Resolved by the Senate of the State

of Texas and House of Representatives, That Dan A. Japhet be and he is hereby given consent to make the State of Texas a party to such foreclosure suit, brought in either Harris county or Liberty county, for the purpose of foreclosing his lien and determining the priority of his lien and clearing and perfecting in himself the title to said land as against all parties, including the State of Texas, and consent is given to the service of citation in such suit against the State on the Attorney General.

The resolution was read second time.

Mr. Pope offered the following amendment to the resolution:

Amend Senate concurrent resolution No. 10 by striking out all after the word "representatives" in line 2, last paragraph of said resolution, and insert the following in lieu thereof:

"That the Board of Prison Commissioners of the State of Texas be and they are hereby directed to prepare and execute and deliver a complete release of any claim of the State in and to said land created by virtue of said judgment."

On motion of Mr. Teer, further consideration of the resolution was postponed until 3 o'clock p. m. today.

REPORT OF COMMITTEE APPOINTED TO INVESTIGATE UNIVERSITY LAND PURCHASE.

On motion of Mr. Moore, the following report was ordered printed in the Journal:

Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives, Austin, Texas.

Dear Sir: We, your committee appointed under House simple resolution to determine and report the status of the unexpended balance of the University Land Acquisition appropriation, authorized by Senate bill No. 11 and passed by the Thirty-seventh Legislature in 1921, beg leave to report:

First. There remains unexpended in said appropriation approximately \$440,000, according to information furnished by the secretary of the University Land Acquisition Board.

Second. The cost of the property yet to be acquired under the original appropriation will exceed the amount of the unexpended balance by approximately \$65,000 to \$100,000.

Third. The citizens of Austin did, in

1921, guarantee to the Legislature and the State of Texas that they would pay the excess cost of the land provided for in Senate bill No. 11, above mentioned, said guarantee being in the form of a bond approved by the Attorney General's Department of Texas.

Fourth. Our investigation disclosed that some questions had been raised regarding the validity of said bond due to alleged failure on the part of the State to carry out its original contract set forth in Senate bill No. 11 and the conditions of the bond furnished the State of Texas by the citizens of Austin. This question, however, is fully clarified and the position of Austin citizens is satisfactorily set forth in a communication addressed to this committee and incorporated as a part hereof.

Fifth. An opinion written by the Attorney General's Department within the week advises that the unexpended balance of the appropriation authorized by Senate bill No. 11 will lapse on June 16, 1923, and which if permitted, will assuredly vitiate the bond made by Austin citizens.

Sixth. Should the State cease the purchase of land at this time, the campus of the University of Texas would be spotted and disconnected, and the land purchased to date would be rendered worthless and unfit for university purposes, since there are many blocks comprising a large acreage within the original prescribed territory still belonging to private individuals.

Recommendations.

Following several hearings in an effort to determine the wise and proper course for the State to pursue in the premises, and in an effort to protect the interests of the University and the State of Texas, to the end that the territory sought to be purchased under Senate bill No. 11, shall not cost the State in excess of the \$1,350,000 originally appropriated, we recommend:

First. That the citizens of Austin be required to renew their bond, or guarantee to protect the Legislature and State of Texas against the excess cost of said lands.

Second. That contingent upon the renewed obligation upon the part of Austin citizens, the Thirty-eighth Legislature reappropriate the unexpended balance remaining in the original appropriation in order that the State may

carry out its original contract. We urge, therefore, the passage of House bill No. 107, championed by this committee, which bill reappropriates the unexpended balance of said appropriation.

Third. That upon failure of Austin citizens to renew their obligation to the State of Texas, steps be taken by this or a subsequent Legislature looking to the ultimate removal of the University of Texas to some other location.

Conclusion.

In conclusion, we wish to say:

Several conferences were held with representatives of the Austin bondsmen, which conferences culminated in an agreement whereby said bondsmen will endeavor to renew their guarantee to the State of Texas.

As evidence of said agreement, we submit herewith a communication signed by R. H. Baker, chairman, Citizens' Executive Committee, and addressed to your committee:

Agreement.

Austin, Texas, June 7, 1923.

Hon. Joe M. Moore, Chairman; Hon. W. C. Edwards, Hon. H. S. Bonham, Hon. J. E. Quaid, Hon. J. R. Westbrook, Special Committee of the House of Representatives to Report on the Status of the Unexpended Balance of the University Land Acquisition Appropriation.

Gentlemen: Your committee has propounded to the Citizens' Executive Committee of Austin the question of whether the citizens of Austin will pledge themselves to underwrite the present bond with reference to the University Land Acquisition Act if the Legislature at its present session reappropriates the unexpended balance in the appropriation for the purchase of land for the proposed extended University campus, you having advised us that the Attorney General has notified your committee that this appropriation will lapse on June 16, 1923.

In reply to this question, you are advised that the citizens of Austin present in the committee meeting this morning declined to underwrite said bond; but you are further advised that if the Legislature will, at its present session, reappropriate such unexpended balance, making the taking effect of such appropriation contingent upon the giving

of a new bond similar in all respects to the old bond, the Citizens' Committee will bring the matter to the attention of the Austin Chamber of Commerce, to take such action with reference to procuring a new and satisfactory bond as it is able to obtain.

If this proposition is accepted, we would suggest that the new act give to the Chamber of Commerce a period of ninety (90) days in which to endeavor to make the new bond; but we in no wise prescribe as a condition that such ninety days shall be allowed. Any length of time that the Legislature may see fit to allow will be accepted; but it is our opinion that the chance of making a bond in a shorter time will not be as good as the chance of making it if the ninety days is allowed.

Yours very truly.

(Signed) R. H. BAKER,
Chairman, Citizens' Executive Committee.

Respectfully submitted,

MOORE,

Chairman.

QUAID,
BONHAM,
EDWARDS,
WESTBROOK,
Committee.

PROVIDING FOR FLOWERS FROM HOUSE OF REPRESENTATIVES TO HON. JOHN M. ADAMS.

On motion of Mr. Satterwhite, the Chief Clerk of the House was instructed to wire a Fort Worth florist to prepare a floral offering for Hon. John Adams, the amount not to exceed \$15.

RELATING TO CONSIDERATION OF BILLS ON SECOND READING.

Mr. Quaid offered the following resolution:

Whereas, There are certain bills of importance pending and are now on the desk of the Speaker which should have consideration of the House; and

Whereas, The Rules of the House provide that no House bill, except appropriations on second reading shall be considered for any purpose during the last seventy-two hours before final adjournment of the Legislature; that no Senate bill on second reading shall be considered during the last seventy-two hours of the Regular Session of the Legislature,

or during the last seventy-two hours of a Special Called Session; therefore, be it Resolved, That said rules be suspended and the time in which House bills on second reading, and Senate bills on second reading, may be considered up until Tuesday, June 12, at 4 o'clock p. m.

Signed—Quaid, Henderson of Marion, Bonham.

The resolution was read second time and was lost.

Mr. Davenport moved to reconsider the vote by which the resolution was lost and to table the motion to reconsider.

The motion to table prevailed.

SENATE BILL NO. 22 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 22, A bill to be entitled "An Act making an appropriation for two years for any unexpended balance of an appropriation made to purchase additional lands for the University of Texas, which appropriation was made by the Thirty-seventh Legislature at its Regular Session, said act being Chapter 137 of the General Laws of said Regular Session, and declaring an emergency."

The bill was read third time.

Question recurring on the final passage of the bill, yeas and nays were demanded.

Senate bill No. 22 was then passed by the following vote:

Yeas—77.

Amsler.	Fugler.
Arnold.	Gipson.
Avis.	Greer.
Baker of Milam.	Harris.
Baker of Orange.	Hendricks.
Bell.	Howeth.
Bonham.	Irwin.
Burmeister.	Jacks.
Carpenter	Johnson.
of Matagorda.	Kemble.
Carson.	Lackey.
Carter of Hays.	Lane.
Chitwood.	LeMaster.
Covey.	Lewis.
Cowen.	Loftin.
Culp.	McBride.
Downs.	McKean.
Driggers.	McNatt.
Duffey.	Martin.
Dunn.	Mathes.
Durham.	Maxwell.
Finlay.	Melson.
Frnka.	Miller.

Montgomery.	Sparkman.
Moore.	Stell.
Pate.	Stevens.
Perdue.	Stewart
Pinkston.	of Galveston.
Pope.	Stewart of Jasper.
Potter.	Stiernberg.
Purl.	Stroder.
Quaid.	Sweet.
Rice.	Teer.
Robinson.	Thrasher.
Russell of Trinity.	Turner.
Sanford.	Westbrook.
Satterwhite.	Williamson.
Shires.	Wilmans.
Simpson.	Young.
Smith.	

Nays—16.

Barker.	Dodd.
Barrett.	Laird.
Beasley.	McDonald.
Bryant.	McFarlane.
Cable.	Patman.
Davenport.	Thompson.
Davis.	Vaughan.
Dinkle.	Wallace.

Present—Not Voting.

Mr. Speaker.	Jennings.
Bird.	LeSturgeon.
Blount.	Merritt.
DeBerry.	Rogers.
Faubion.	

Absent.

Abney.	Houston.
Baldwin.	Hughes.
Bobbitt.	Hull.
Carpenter	Jones.
of Dallas.	Lamb.
Carter of Coke.	Morgan of Liberty.
Coffee.	Morgan
Collins.	of Robertson.
Crawford.	Patterson.
Dielmann.	Price.
Dunlap.	Quinn.
Edwards.	Rowland.
Fields.	Russell
Green.	of Callahan.
Hardin of Erath.	Shearer.
Hardin	Stewart
of Kaufman.	of Edwards.
Henderson	Stewart of Reeves.
of Marion.	Strickland.
Henderson	Wells.
of McLennan.	Winfree.

Absent—Excused.

Atkinson.	Pool.
Harrington.	Sackett.
Looney.	Storey.
Lusk.	Wessels.
McDaniel.	Wilson.
Merriman.	

HOUSE BILL NO. 114 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage, H. B. No. 114, A bill to be entitled "An Act to prohibit the reckless driving and operation of motor vehicles on the public highways of the State of Texas, and prescribing penalties therefor, and defining reckless driving and operation."

The bill was read third time.

On motion of Mr. Williamson, the bill was laid on the table subject to call.

CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 9.

Mr. Blount called up for consideration at this time the following Conference Committee report on Senate bill No. 9:

Committee Room.

Austin, Texas, June 12, 1923.

Hon. T. W. Davidson, President of the Senate, and Hon. R. E. Seagler, Speaker of the House of Representatives.

Sirs: We, your conference committee on Senate bill No. 9, have had the same under consideration and beg leave to report that we have adjusted the differences between the Senate and the House and recommend the passage of the Senate bill with the following changes:

State Comptroller's Department.

The item of traveling expenses for gross receipts auditors changed from \$600 to \$375.

The item of six auditors changed from \$4800 to \$3600.

The item of traveling expenses for six auditors changed from \$4000 to \$2250.

By inserting the following:

To pay salary and expenses of district judges and district attorneys for the several district courts created by the Thirty-eighth Legislature, \$10,000.

State Treasurer's Department.

The item of stenographer from June 1st to August 31st changed from \$375 to \$337.50.

Court of Civil Appeals, Tenth Supreme Judicial District.

By eliminating the item for the porter's salary from June 12th to September 1st.

Department of State.

The item for contingent expenses,

freight, postage, telegraph and telephone raised from \$250 to \$500.

Department of Agriculture.

By eliminating the following items:

Assistant statistician and librarian, \$400.

One field man, \$400.

One filing clerk and stenographer, \$400.

One assistant seed analyst, \$400.

Industrial Accident Board.

By changing the wording of the first item to read as follows:

Books, stationery, office supplies, postage, telegraph and telephone and printing, and by raising the amount from \$1500 to \$2000.

Gonzales State Park.

The item for extra labor and for the purchase of a horse-drawn mower reduced from \$1000 to \$500.

By eliminating the item for flowers and shrubs.

Texas School for the Deaf.

By eliminating the following items:

1100 feet of curb, \$550.

1100 lineal feet of four and one-half foot walks, \$715.

Excavation for walks, \$650.

800 lineal feet of 36-inch cement wall, \$1400.

Excavating and grading down part of east side of institution grounds, \$1000.

Girls' Training School.

The item of support and maintenance reduced from \$6000 to \$4000.

The item for parole and traveling expenses reduced from \$1000 to \$500.

The item for stamps and office supplies reduced from \$200 to \$100.

Prairie View State Normal and Industrial College.

By eliminating the following item:

To build and equip new dairy barn, \$6000.

Respectfully submitted,

WOOD,
DAVIS,
TURNER,
WATTS,
DOYLE,

On the part of the Senate.

BLOUNT,
JENNINGS,
CHITWOOD,
MOORE,

On the part of the House.

On motion of Mr. Blount, the report was adopted by the following vote:

Yeas—95.

Mr. Speaker.	Lackey.
Amsler.	Lane.
Arnold.	LeMaster.
Avis.	LeStourgeon.
Baker of Milam.	Lewis.
Baker of Orange.	McBride.
Barker.	McDaniel.
Barrett.	McFarlane.
Beasley.	McKean.
Bell.	McNatt.
Bird.	Martin.
Blount.	Mathes.
Bonham.	Merritt.
Burmeister.	Miller.
Cable.	Montgomery.
Carpenter	Moore.
of Matagorda.	Morgan
Carson.	of Liberty.
Carter of Coke.	Pate.
Carter of Hays.	Perdue.
Chitwood.	Pinkston.
Collins.	Potter.
Covey.	Purl.
Cowen.	Quaid.
Culp.	Quinn.
Davenport.	Rice.
Davis.	Robinson.
DeBerry.	Rogers.
Dinkle.	Russell of Trinity.
Dodd.	Satterwhite.
Downs.	Shires.
Driggers.	Simpson.
Duffey.	Smith.
Dunlap.	Sparkman.
Dunn.	Stell.
Durham.	Stevens.
Faubion.	Stewart
Fields.	of Galveston.
Frnka.	Stewart of Jasper.
Fugler.	Stroder.
Gipson.	Sweet.
Green.	Teer.
Greer.	Thompson.
Hendricks.	Thrasher.
Howeth.	Wallace.
Irwin.	Wells.
Jacks.	Westbrook.
Jennings.	Williamson.
Johnson.	Wilmans.
Kemble.	

Nays—6.

Bryant.	Maxwell.
Finlay.	Pope.
Laird.	Young.

Present—Not Voting.

Patman.

Absent.

Abney.	Carpenter
Baldwin.	of Dallas.
Bobbitt.	Coffee.

Crawford.	Morgan
Dielmann.	of Robertson.
Edwards.	Patterson.
Hardin of Erath.	Price.
Hardin	Rowland.
of Kaufman.	Russell
Harris.	of Callahan.
Henderson	Sanford.
of Marion.	Shearer.
Henderson	Stewart
of McLennan.	of Edwards.
Houston.	Stewart of Reeves.
Hughes.	Stiernberg.
Hull.	Strickland.
Jones.	Turner.
Lamb.	Vaughan.
Loftin.	Winfree.
Melson.	

Absent—Excused.

Atkinson.	Pool.
Harrington.	Sackett.
Looney.	Storey.
Lusk.	Wessels.
McDonald.	Wilson.
Merriman.	

HOUSE BILL NO. 111 ON SECOND READING.

Mr. Howeth moved to suspend the House rule prohibiting the consideration of any House bill on second reading within the last seventy-two hours of the session, for the purpose of considering House bill No. 111.

The motion prevailed.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 111, A bill to be entitled "An Act making it a felony to manufacture, sell, barter, give away or furnish as a beverage any poisonous alcoholic liquor, drug, whisky, mixture or preparation; defining the words 'poisonous' and 'alcoholic' as used in the act; prescribing penalties, and declaring an emergency."

The bill was read second time.

Mr. Carpenter of Matagorda offered the following amendment to the bill:

Amend House bill No. 111, page 1, Section 2, line 18, by changing the word "work" to "word," and in line 19, same section, by changing the word "procuring" to the word "producing."

The amendment was adopted.

House bill No. 111 was then passed to engrossment.

Mr. Burmeister moved a call of the House for the purpose of maintaining a quorum until 12 o'clock m. today.

Yeas and nays were demanded, and

the motion prevailed by the following vote:

Yeas—63.

Arnold.	McBride.
Baker of Milam.	McFarlane.
Baker of Orange.	McKean.
Barker.	McNatt.
Beasley.	Martin.
Bell.	Montgomery.
Blount.	Moore.
Bryant.	Morgan
Burmeister.	of Liberty.
Carpenter	Perdue.
of Matagorda.	Pinkston.
Carter of Hays.	Pope.
Chitwood.	Potter.
Coffee.	Quaid.
Covey.	Quinn.
Cowen.	Rice.
Culp.	Rogers.
Davis.	Russell of Trinity.
DeBerry.	Smith.
Dinkle.	Stell.
Dodd.	Stewart of Jasper.
Driggers.	Stroder.
Duffey.	Sweet.
Dunlap.	Teer.
Dunn.	Thompson.
Durham.	Thrasher.
Faubion.	Turner.
Howeth.	Wells.
Irwin.	Westbrook.
Lackey.	Williamson.
Lane.	Wilmans.
LeMaster.	Young.
LeStourgeon.	

Nays—21.

Avis.	Laird.
Barrett.	McDaniel.
Cable.	Merritt.
Carson.	Miller.
Davenport.	Pate.
Finlay.	Shires.
Hendricks.	Simpson.
Jacks.	Stevens.
Jennings.	Stewart
Johnson.	of Galveston.
Kemble.	Vaughan.

Absent.

Abney.	Fields.
Amsler.	Frnka.
Baldwin.	Fugler.
Bird.	Gipson.
Bobbitt.	Green.
Bonham.	Greer.
Carpenter	Hardin of Erath.
of Dallas.	Hardin
Carter of Coke.	of Kaufman.
Collins.	Harris.
Crawford.	Henderson
Dielmann.	of Marion.
Downs.	Henderson
Edwards.	of McLennan.

Houston.	Robinson.
Hughes.	Rowland.
Hull.	Russell
Jones.	of Callahan.
Lamb.	Sanford.
Lewis.	Satterwhite.
Loftin.	Shearer.
Mathes.	Sparkman.
Maxwell.	Stewart
Melson.	of Edwards.
Morgan	Stewart of Reeves.
of Robertson.	Stiernberg.
Patman.	Strickland.
Patterson.	Wallace.
Price.	Winfree.
Purl.	

Absent—Excused.

Atkinson.	Pool.
Harrington.	Sackett.
Looney.	Storey.
Lusk.	Wessels.
McDonald.	Wilson.
Merriman.	

The Speaker then directed the Door-keeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Howeth, the Sergeant-at-Arms was instructed to bring in all absentees within the city.

The roll was called and a quorum was announced present.

HOUSE BILL NO. 111 ON THIRD READING.

Mr. Howeth moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 111 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—82.

Mr. Speaker.	Carson.
Amsler.	Carter of Coke.
Arnold.	Carter of Hays.
Avis.	Coffee.
Baker of Milam.	Collins.
Baker of Orange.	Covey.
Barker.	Cowen.
Beasley.	Culp.
Bell.	Dinkle.
Bird.	Dodd.
Blount.	Downs.
Bonham.	Driggers.
Bryant.	Duffey.
Burmeister.	Dunlap.
Carpenter	Dunn.
of Matagorda.	Durham.

Faubion.	Patman.
Fields.	Perdue.
Frnka.	Pope.
Gipson.	Potter.
Hendricks.	Quaid.
Howeth.	Quinn.
Irwin.	Rice.
Jacks.	Rogers.
Kemble.	Russell of Trinity.
Lackey.	Shires.
Laird.	Simpson.
Lane.	Smith.
LeMaster.	Sparkman.
LeSturgeon.	Stell.
Lewis.	Stewart
McBride.	of Galveston.
McFarlane.	Stewart of Jasper.
McKean.	Stroder.
McNatt.	Sweet.
Martin.	Teer.
Mathes.	Thrasher.
Melson.	Turner.
Montgomery.	Wallace.
Moore.	Wells.
Morgan	Westbrook.
of Liberty.	Williamson.
Pate.	Wilmans.

Nays—18.

Barrett.	Loftin.
Cable.	Merritt.
Chitwood.	Miller.
Davenport.	Pinkston.
Davis.	Purl.
Finlay.	Sanford.
Harris.	Thompson.
Jennings.	Vaughan.
Johnson.	Young.

Present—Not Voting.

DeBerry.	Stevens.
McDaniel.	

Absent.

Abney.	Hull.
Baldwin.	Jones.
Bobbitt.	Lamb.
Carpenter	Maxwell.
of Dallas.	Morgan
Crawford.	of Robertson.
Dielmann.	Patterson.
Edwards.	Price.
Fugler.	Robinson.
Green.	Rowland.
Greer.	Russell
Hardin of Erath.	of Callahan.
Hardin	Satterwhite.
of Kaufman.	Shearer.
Henderson	Stewart
of Marion.	of Edwards.
Henderson	Stewart of Reeves.
of McLennan.	Stiernberg.
Houston.	Strickland.
Hughes.	Winfree.

Absent—Excused.

Atkinson.	Pool.
Harrington.	Sackett.
Looney.	Storey.
Lusk.	Wessels.
McDonald.	Wilson.
Merriman.	

Reason for Vote.

I vote against this bill for the reason it will interfere with legitimate drug-gists.

YOUNG.

The Speaker then laid House bill No. 111 before the House on its third reading and final passage.

The bill was read third time.

Mr. Howeth offered the following (committee) amendment to the bill:

Strike out Section 2 and insert in lieu thereof:

"Sec. 2. The word 'poisonous' as used in this act means capable of producing death or serious bodily harm when drunk in reasonable quantities."

Mr. Quinn moved to table the amendment.

The motion to table was lost.

Question then recurring on the amendment, it was adopted.

Mr. Wallace offered the following amendment to the bill:

Amend House bill No. 111 by striking out the words "as a beverage" in line 14, Section 1, and insert the words "as a beverage" after the word "preparation" in line 15.

The amendment was adopted.

House bill No. 111 was then finally passed.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, June 12, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. C. R. No. 11, Relating to a Methodist dormitory at the University of Texas.

The Senate has refused to concur in House amendments to Senate bill No. 29, and requests the appointment of a Free Conference Committee to adjust the differences. The following are appointed on behalf of the Senate: Senators Watts, Thomas, Floyd, Darwin and Holbrook.

The Senate has granted the request of the House for a free conference on House bill No. 74, and the following are appointed on behalf of the Senate: Senators Floyd, Fairchild, Strong, Woods and Davis.

The Senate has granted the request of the House for a Free Conference Committee on House bill No. 51, and the following are appointed on the committee on behalf of the Senate: Senators Darwin, Thomas, Lewis, McMillin and Clark.

The Senate has granted the request of the House for a Free Conference Committee on House bill No. 85, and the following are appointed on behalf of the Senate: Senators Wood, Burkett, Wirtz, Clark and Murphy.

Respectfully,
RICHARD BLALOCK,
 Assistant Secretary of the Senate.

CONFERENCE COMMITTEE ON SENATE BILL NO. 29.

Mr. Blount called up from the Speaker's table, for consideration at this time, the request of the Senate for a Free Conference Committee on Senate bill No. 29.

The Speaker laid the request of the Senate before the House.

Question—Shall the request be granted?

Mr. Blount moved that the request be granted.

The motion prevailed.

In accordance with the above action, the Speaker announced the appointment of the following Conference Committee on the part of the House on Senate bill No. 29:

Messrs. Blount, Baker of Milam, Purl, Smith and Maxwell.

RECESS.

Mr. Pate moved that the House adjourn until 10 o'clock a. m. tomorrow.

Mr. Satterwhite moved that the House recess to 4 o'clock p. m. today.

The motion of Mr. Satterwhite prevailed, and the House accordingly, at 12 o'clock m., took recess to 4 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 4 o'clock p. m. and was called to order by the Speaker.

MESSAGE FROM THE SENATE.

Senate Chamber,
 Austin, Texas, June 12, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 22, A bill to be entitled "An Act amending subdivision (1) of Section 1 of an act authorizing and empowering certain municipalities of this State to fix and prescribe the annual salaries or compensation of their city or corporation judge, city attorney and city auditor, at not exceeding a maximum amount thereof, and declaring an emergency, being House bill No. 101, Chapter 21, of the General Laws of Texas, approved June 17, 1920, and effective June 17, 1923, and declaring an emergency."

H. B. No. 97, A bill to be entitled "An Act to amend Sections 2, 3 and 5 of an act creating the Simmons Independent School District in Live Oak county, Texas, passed during the Regular Session of the Thirty-eighth Legislature of Texas, signed on March 6, 1923, and duly approved by the Governor and known as House bill No. 507, increasing the number of school trustees to seven members; providing how the four additional trustees shall be elected for the first time and thereafter; and providing for the assessment and collection of all taxes in said district, and declaring an emergency."

H. B. No. 25, A bill to be entitled "An Act amending Section 13 of Article 7355, Revised Civil Statutes of the State of Texas, 1911, imposing an occupation tax upon theatrical, dramatic and musical comedy shows and amusements for which pay for admission is demanded or received, and which travel from place to place and give exhibitions, the amount of tax to be determined according to the number of inhabitants in cities and towns affected by this act and by the amount charged for admission; making certain exemptions from the provisions of this act, and declaring an emergency," with amendments.

H. B. No. 99, A bill to be entitled "An Act to amend Section 1 of Chapter 116 of the Local and Special Laws as passed by the Thirty-third Legislature, 1913, entitled 'An Act creating an independent school district to be known

as the Rockwall Independent School District, and prescribing the metes and bounds of same, and providing for the creation of a board of trustees for same and authorizing said board of trustees to levy, assess and collect special taxes and conferring upon the board of trustees plenary powers and authority to issue bonds for the purpose of purchasing school sites, and erecting, furnishing and equipping school buildings within said district, to refund and take up any indebtedness and outstanding bonds or contracts of the common school district included in the territory herein described, and to pay current expenses in the maintenance and support of said schools, and further prescribing the duties and authority of said board of trustees, and declaring an emergency,' and declaring an emergency."

H. B. No. 121, A bill to be entitled "An Act to amend Section 1, Chapter 65, Acts of the Thirty-sixth Legislature, Second Called Session, providing for the dissolution of consolidated school districts by majority vote of the qualified voters of the district at an election held for that purpose, and declaring an emergency."

H. B. No. 102, A bill to be entitled "An Act authorizing any city in the State of Texas of one hundred thousand or more population, whether organized by special law, home rule charter, or general laws of the State of Texas, to disannex unimproved territory, and declaring an emergency," with amendments.

S. B. No. 26, A bill to be entitled "An Act to prohibit the reckless driving and operation of motor vehicles on the public highways of the State of Texas, and prescribing penalties therefor, and defining reckless driving and operation, and declaring an emergency."

H. C. R. No. 4, Resolving that the Attorney General be instructed to collect money owing the State as the result of a four hundred thousand dollar loan made to certain drought stricken counties in 1918, with amendments.

H. B. No. 68, A bill to be entitled "An Act to amend Sections 5 and 7 of the Acts of the Second Called Session of the Thirty-eighth Legislature of the State of Texas, known as House bill No. 11, entitled 'An Act to provide a more efficient method for the collection of delinquent taxes on land; providing compensation for the county attorney and other officials for service rendered

in collecting such taxes, further providing for the employment of a special attorney to assist in collecting such taxes, amending Section 1 of Chapter 147 of the Acts of the Regular Session of the Thirty-fourth Legislature, as amended by Section 1 of Chapter 64 of the General Laws passed at the Second Called Session of the Thirty-sixth Legislature, amending Section 2 of Chapter 147 of the General Laws of the State of Texas passed at the Regular Session of the Thirty-fourth Legislature, amending Articles 7687, 7688, 7689, 7692, 7699 of the Revised Civil Statutes of the State of Texas of 1911, repealing Section 3, Chapter 147, of the General Laws of the State of Texas passed at the Regular Session of the Thirty-fourth Legislature, as amended by Section 2, Chapter 64, of the General Laws of the State of Texas passed by the Second Called Session of the Thirty-sixth Legislature, adding to Chapter 15 of Title 126 of the Revised Statutes of Texas of 1911 a new article to be known as Article 7689a, limiting the defenses that may be urged in defense of a suit for delinquent taxes, repealing all laws in conflict with the provisions of this act, and declaring an emergency,' by making Section 5 refer to Article 7689 instead of Article 7687, and by defining more clearly what moneys shall be sent by the sheriff to the State Treasurer when the sheriff shall make a sale as provided for in said act, and by amending Section 7, more clearly defining fees to be allowed county attorneys under said act, and declaring an emergency."

H. B. No. 94, A bill to be entitled "An Act creating the Imperial Independent School District in Pecos county, Texas; defining its boundaries; providing for a board of trustees; conferring upon said district the rights, powers, privileges and duties now conferred and imposed by the general laws of the State on independent school districts and the board of trustees thereof; providing for the division of the funds and taxes held by and due to Buena Vista Independent School District, and declaring an emergency."

H. B. No. 125, A bill to be entitled "An Act creating the Pilot Point Independent School District in Denton county, Texas; defining its boundaries; providing for a board of trustees; providing that said district shall have all the rights, powers, privileges and duties of towns and villages incorporated under

the general laws of this State for free school purposes only; providing for the assumption of the payment of bonds heretofore issued by the city of Pilot Point incorporated for free school purposes only; expressly validating a bond election and the bonds issued by virtue of such election held on the 22nd day of May, 1923, and declaring an emergency."

The Senate has adopted the Free Conference Committee report on House bill No. 35 by a vote of 22 yeas and 0 nays.

Respectfully,

RICHARD BLALOCK,

Assistant Secretary of the Senate.

HOUSE CONCURRENT RESOLUTION NO. 4 WITH SENATE AMENDMENTS.

Mr. Cable called up from the Speaker's table, with Senate amendments, for consideration of the amendments.

H. C. R. No. 4, Relating to Attorney General collecting certain moneys for the State.

The Speaker laid the resolution before the House and the Senate amendments were read.

On motion of Mr. Cable, the House concurred in the Senate amendments.

HOUSE BILL NO. 102 WITH SENATE AMENDMENTS.

Mr. Irwin called up from the Speaker's table, with Senate amendments, for consideration of the amendments.

H. B. No. 102, A bill to be entitled "An Act authorizing any city in the State of Texas of one hundred thousand or more population, whether organized by special law, home rule charter or general laws of the State of Texas, to disannex unimproved territory, and declaring an emergency."

The Speaker laid the bill before the House and the Senate amendments were read.

On motion of Mr. Irwin, the House concurred in the Senate amendments.

HOUSE BILL NO. 25 WITH SENATE AMENDMENTS.

Mr. Baldwin called up from the Speaker's table, with Senate amendments, for consideration of the amendments.

H. B. No. 25, A bill to be entitled "An Act amending Section 13 of Article 7355, Revised Civil Statutes of the State of Texas, 1911, imposing an occupation tax upon theatrical, dramatic and

musical comedy shows and amusements for which pay for admission is demanded or received, and which travel from place to place and give exhibitions, the amount of tax to be determined according to the number of inhabitants in cities and towns affected by this act and by the amount charged for admission; making certain exemptions from the provisions of this act, and declaring an emergency."

The Speaker laid the bill before the House and the Senate amendments were read.

On motion of Mr. Baldwin, the House concurred in the Senate amendments.

RELATING TO FUNERAL OF HON. JOHN M. ADAMS.

Mr. Miller offered the following resolution:

Whereas, It is understood that the funeral services of Hon. John M. Adams will be held in Fort Worth Wednesday morning, June 13th, at 10 o'clock a. m.; therefore, be it

Resolved, That the Speaker appoint a committee of two to attend the funeral of our deceased member, as representatives of the Legislature at said services, and the expense of said trip to be paid out of the contingent expense fund of the House.

Signed — Miller, McNatt, Potter, Lewis.

The resolution was read second time and was adopted.

In accordance with the above action, the Speaker announced the appointment of the following committee:

Messrs. McNatt and Miller.

SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate bill No. 26, to the Committee on Roads, Bridges and Ferries.

Senate bill No. 33, to the Committee on Public Health.

RELATING TO CERTAIN PENITENTIARY LANDS.

The Speaker laid before the House, as postponed business, for consideration at this time,

S. C. R. No. 10, Relating to certain penitentiary lands.

The resolution having heretofore been read second time, with amendment by Mr. Pope pending.

Question recurring on the amendment, it was adopted.

Mr. Quinn moved that further consideration of the resolution be postponed until 3 o'clock p. m. tomorrow.

On motion of Mr. Turner, the motion to postpone was tabled.

Question then recurring on the resolution as amended, it was adopted.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, June 12, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 122, A bill to be entitled "An Act to amend Article 3104 so as to provide that no candidate for a State or a district office shall be required to pay not exceeding one dollar as his portion of the estimated expenses of holding the primary election at which such candidate is seeking nomination, and declaring an emergency," with amendments.

S. B. No. 33, A bill to be entitled "An Act amending the statutes relative to drugs and narcotics, making it unlawful to possess for unlawful sale, furnishing or giving away any marihuana or other drug, narcotic preparation, derivative or preparation mentioned in Section 1 of Chapter 150, General Laws, Regular Session of the Thirty-sixth Legislature, as amended by Chapter 61, General Laws of the Second Called Session of the Thirty-sixth Legislature, and making it a felony to carry on or about the person any pistol, arm or weapon mentioned in Article 475, Penal Code, while so possessing same; prescribing penalties, and declaring an emergency."

H. B. No. 120, A bill to be entitled "An Act amending Section 1 of Chapter 4 of the Special and Local Laws of the First Called Session of the Thirty-seventh Legislature, whereby the Tehuacana School District in Limestone county is reduced in size, and providing for the annexation of the portions thereof thus removed unto adjacent common school districts, and declaring an emergency."

H. B. No. 123, A bill to be entitled "An Act to amend Article 1121, Chapter 11, Title 25, Revised Civil Statutes of the State of Texas, 1911, relating to private corporations by adding thereto a

section providing for the formation of private corporations for the purpose of engaging in radio telegraphy and telephony, and wireless telegraphy and telephony, with authority to own, lease, construct, maintain and operate all the necessary plants, equipment and facilities thereto pertaining, and declaring an emergency."

Respectfully,

RICHARD BLALOCK,
Assistant Secretary of the Senate.

ADJOURNMENT.

On motion of Mr. Satterwhite, the House, at 5:35 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

APPENDIX.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, June 12, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 102, A bill to be entitled "An Act authorizing any city in the State of Texas of one hundred and fifty thousand or more population, whether organized by special law, home rule charter or general laws of the State of Texas, to disannex unimproved territory, and declaring an emergency,"

And find the same correctly engrossed.

DINKLE, Chairman.

Committee Room,
Austin, Texas, June 12, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 122, A bill to be entitled "An Act to amend Article 3104 so as to provide that no candidate for State Senator or State Representative shall be required to pay more than one dollar as his portion of the estimated expenses of holding the primary election at which such candidate is seeking nomination, and declaring an emergency,"

And find the same correctly engrossed.

DINKLE, Chairman.

Committee Room,
Austin, Texas, June 12, 1923.

Hon. R. E. Seagler, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills have carefully examined and com-
pared

H. B. No. 111, A bill to be entitled
"An Act making it a felony to manu-
facture, sell, barter, give away or fur-
nish as a beverage any poisonous alco-
holic liquor, drug, whiskey, mixture or
preparation; defining the words 'poison-
ous' and 'alcoholic' as used in the act;
prescribing penalties, and declaring an
emergency,"

And find the same correctly engrossed.
PRICE, Vice-Chairman.

Committee Room,
Austin, Texas, June 12, 1923.

Hon. R. E. Seagler, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills have carefully examined and com-
pared

H. B. No. 114, A bill to be entitled
"An Act to prohibit the reckless driv-
ing and operation of motor vehicles on
the public highways of the State of
Texas, and prescribing penalties there-
for, and defining reckless driving and
operation,"

And find the same correctly engrossed.
DINKLE, Chairman.

Committee Room,
Austin, Texas, June 12, 1923.

Hon. R. E. Seagler, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed

Bills have carefully examined and com-
pared

H. B. No. 123, A bill to be entitled
"An Act to amend Article 1121, Chap-
ter 11, Title 25, of the State of Texas,
1911, relating to private corporations,
by adding thereto a section providing
for the formation of private corporations
for the purpose of engaging in radio
telegraphy and telephony, and wireless
telegraphy and telephony, with author-
ity to own, lease, construct, maintain
and operate all the necessary plants,
equipment and facilities thereto pertain-
ing, and declaring an emergency,"

And find the same correctly engrossed.
DINKLE, Chairman.

Committee Room,
Austin, Texas, June 12, 1923.

Hon. R. E. Seagler, Speaker of the
House of Representatives.

Sir: Your Committee on Engrossed
Bills have carefully examined and com-
pared

H. B. No. 125, A bill to be entitled
"An Act creating the Pilot Point Inde-
pendent School District in Denton coun-
ty, Texas; defining its boundaries; pro-
viding for a board of trustees; providing
that said district shall have all the
rights, powers, privileges and duties of
towns and villages incorporated under
the general laws of this State for free
school purposes only; providing for the
assumption of the payment of bonds
heretofore issued by the city of Pilot
Point incorporated for free school pur-
poses only; expressly validating a bond
election held on the 22nd day of May,
1923, and declaring an emergency,"

And find the same correctly engrossed.
DINKLE, Chairman.

In Memory of Hon. John M. Adams

Mr. Potter offered the following resolution:

Whereas, On the 11th day of June, A. D. 1923, God in his infinite wisdom saw fit to remove from our midst our beloved friend and fellow member, the Hon. John M. Adams of Fort Worth, Tarrant county, Texas; and

Whereas, Mr. Adams had been a faithful member of the Thirty-seventh and Thirty-eighth Legislatures, representing Tarrant and Denton counties, and has rendered valuable and efficient service to his constituency and his State, being at all times impelled by the highest and most humanitarian interests of the people; an untiring worker in the relief of distress and the uplifting of fallen humanity; therefore, be it

Resolved, That we extend to his family, relatives and friends our deepest and sincerest sympathy, and that a copy of this resolution be furnished to them by the Chief Clerk of the House, signed by the Speaker of the House, and that a page of the Journal be set aside for this resolution, and that when the House of Representatives adjourns today it shall be out of respect to the memory of the Hon. John M. Adams.

POTTER,
LeSTOURGEON,
McNATT,
SWEET,
KEMBLE,
EDWARDS.

The resolution was read second time and was adopted by a rising vote.